

1 The Honorable James L. Robart  
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10 UNITED STATES DISTRICT COURT FOR THE  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE

13 NORTHWEST ENVIRONMENTAL  
14 ADVOCATES,

15 Plaintiff,

16 v.

17 UNITED STATES ENVIRONMENTAL  
18 PROTECTION AGENCY,

19 Defendant.

20 CASE NO. 2:19-cv-01051-JLR

21 JOINT STATUS REPORT,  
22 STIPULATED MOTION, AND  
23 ~~PROPOSED~~ ORDER SETTING  
24 DEADLINE

25 **Noted for: January 4, 2021**

26 Pursuant to this Court’s Order, Dkt. No. 23, Plaintiff Northwest Environmental  
27 Advocates (“NWEA”) and Defendant U.S. Environmental Protection Agency (“EPA”)  
28 (collectively “the parties”), by and through counsel, submit this Joint Status Report and  
stipulated motion for entry of an order setting a deadline for NWEA to file a motion for costs  
and attorneys’ fees.

29 NWEA filed this case under the Freedom of Information Act, 5 U.S.C. § 552  
30 (“FOIA”), on July 8, 2019. Dkt. # 1. On October 7, 2019, this Court granted the parties’  
31 motion for entry of an agreed order vacating the case schedule and setting FOIA disclosure  
32 obligations and deadlines for EPA. Dkt. # 11. EPA disclosed numerous documents to NWEA  
33 pursuant to that order. And the parties have regularly filed status reports with this Court since  
34 May 14, 2020, seeking additional time to resolve outstanding disputes, if possible, and

1 informing the Court of the parties' progress in doing so. *See* Dkts. ## 12-22.  
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3 The parties turned their attention to resolving NWEA's claim for costs and attorneys'  
4 fees in the fall of 2020, but EPA has experienced unforeseen delays and the parties have not  
5 been able to make progress. Accordingly, the parties now request entry of an order requiring  
6 NWEA to file a motion for an award of costs and attorneys' fees by February 19, 2021. If the  
7 parties resolve NWEA's cost and fee claim before then they will inform the Court.  
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9 Respectfully submitted this 4th day of January 2021.  
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**[PROPOSED] ORDER**

Plaintiff Northwest Environmental Advocates shall file a motion for costs and attorneys' fees on or before February 19, 2021.

## IT IS SO ORDERED.

Dated this 5th day of January 2021.



Jim R. Blunt

JAMES L. ROBART  
United States District Judge